

86th Legislative Session – 2011

Committee: House Health and Human Services

Thursday, February 03, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Blake
P Haggard
P Hawley
P Hickey
P Iron Cloud III
P Jensen
P Lucas
P Magstadt
P Sly
P Steele
P Stricherz
P Munsterman, Vice-Chair
P Boomgarden, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Boomgarden, Chair.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 1, 2011

Moved by: Munsterman
Second by: Blake
Action: Prevailed by voice vote.

SB 14: require the mandatory reporting of abuse or neglect of elderly or disabled adults.

Presented by: Dan Todd, Department of Social Services
Proponents: Sam Wilson, AARP, Sioux Falls
Kenneth Senger, SD Association of Healthcare Organizations

Mark Deak, SD Health Care Association

MOTION: DO PASS SB 14

Moved by: Lucas

Second by: Magstadt

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Blake, Hagggar, Hawley, Hickey, Jensen, Lucas, Magstadt, Sly, Steele, Stricherz, Munsterman, Boomgarden

Excused: Iron Cloud III

HB 1061: provide for the practice and regulation of registered midwives.

Presented by: Representative Roger Hunt

Proponents: Natalie Thiex, Self, Brookings

Trudy Qualm, Self, Platte

Luke Temple, Dakota Rural Action

Kristin Aschenbrenner, SDANW

Debbie Pease, SD Safe Childbirth Options INC. (Handout: 1)

Opponents: Doneen Hollingsworth, Department of Health (Handout: 2)

Gloria Damgaard, SD Board of Nursing

Dave Gerdes, SD State Medical Association

Meredith Kemper, Self, Sioux Falls - via telephone

David Hewett, SD Association of Healthcare Organizations

Brittany Novotny, SD Nurses Association

Scott Zieske, Regional Health

MOTION: AMEND HB 1061

1061ra

On page 5 of the printed bill, delete lines 3 and 4, and insert:

" Section 13. No licensed health care provider or hospital or agent thereof is liable for any injury which directly or indirectly arises out of, or is the result of, an act or omission by a registered midwife."

Moved by: Munsterman

Second by: Jensen

Action: Prevailed by voice vote.

MOTION: DO PASS HB 1061 AS AMENDED

Moved by: Munsterman

Second by: Jensen

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION AMEND HB 1061

1061ja

On page 4, between lines 22 and 23 of the printed bill, insert:

"

The registered midwife shall provide the client's health records to the hospital identified in the transport plan at least one month prior to the expected delivery date. However, no client health records may be transmitted unless the client has provided specific consent permitting the midwife to share the client's health records with the hospital in compliance with this section and with relevant federal and state patient privacy laws. A copy of the signed consent shall be transmitted to the hospital with the health records. If consent is not granted by the client, the midwife shall notify the hospital that the hospital is included in a home birth transport plan and identify the estimated due date. In any event, if there is no transport, the registered midwife shall notify the hospital within one week after delivery."

Moved by: Magstadt

Second by: Munsterman

Action: Prevailed by voice vote.

MOTION: DO PASS HB 1061 AS AMENDED

Moved by: Munsterman

Second by: Jensen

Action: Prevailed by roll call vote. (8-5-0-0)

Voting Yes: Haggar, Iron Cloud III, Jensen, Magstadt, Sly, Steele, Stricherz, Munsterman

Voting No: Blake, Hawley, Hickey, Lucas, Boomgarden

MOTION: ADJOURN

Moved by: Munsterman

Second by: Jensen

Action: Prevailed by voice vote.

Joshua Klumb
Committee Secretary

Jamie Boomgarden, Chair